

**Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, July 9, 2007 at 7:00 PM**

Minutes

Present:

Maurice DePalo, John Lebeaux, James McCaffrey, Moira Miller, and Daniel Morgado, Town Manager.

Absent: Bruce Card

Mr. DePalo called the meeting to order at 7:07pm.

Preliminaries:

1. Approve bills, payrolls and warrants, #07103S in the amount of \$500,875.86, #07105 in the amount of \$209,114.48, #07108 in the amount of \$4,294,317.96, #0801 in the amount of \$310,609.99, and #0804 in the amount of \$2,294,995.60. Motion made, seconded and unanimously approved.
2. Approve minutes June 25, 2007 and July 2, 2007. Motion made, seconded and unanimously approved.
3. Announcements. Mr. Lebeaux advised that he attended the Parks & Recreation Department's 4th of July Festivities at Dean Park. The event was well attended in spite of forecasts of rain. Congratulations to Parks Director Angela Snell and her staff for another excellent event. Mr. McCaffrey advised that he and Ms. Miller had attended the Artemus Ward celebration on June 30th along with Rep. Polito and Sen. Augustus. He thanked Bill Yeomans and the Historical Society for their help in putting together his speech for the event. Mr. DePalo noted the passing of yet another long time Town employee. Al Cerrone, retired Highway Dept. Superintendent, passed away last week he was another member of the group that was instrumental in the formation of the Town. Mr. DePalo advised that prior to tonight's meeting Board members has a chance to view the new fire truck which had been brought to Town Hall by Fire Chief LaFlamme and Officer Milosz. He added that he and Ms. Miller had ridden to the top of the 102 foot ladder. This is an impressive piece of equipment and it will be fully outfitted shortly and ready for service. It is parked at the CenTech Station until the Headquarters Station is completed then it will be located in the center of Town.
4. Town Manager's Report. Mr. Morgado advised that MEMA had sent out a reminder that the hurricane season is coming. Information on what to do to prepare can be found on their web site. Also, the Fire Station Building Committee will be meeting this coming Thursday at 6:00pm at #3 Station. The building is done and Board members and the public are invited to come and take a look.

Meetings:

5. 7:05pm – Representative Karyn Polito. Rep. Polito advised that the state budget is in the Governor's hands for his review and possible vetoes. It will be interesting to see how he views what the legislature has done. He will send his veto message back to the legislature by the end of this week. The numbers for Shrewsbury will remain as they were previously. She added that it looks like there will be a surplus at the end of the fiscal year. What will be done with the surplus is under discussion. We are hoping that some will go to the rainy day fund and some will go back to cities and towns. She added that the funds have been allocated to finish the Jordan Pond and Lake Street projects and she was happy to have been of help in securing those monies. She noted that the budget had been balanced by using some funds from the rainy day fund and some from revenues. Also, the legislature agreed to give municipalities some tools to save money through the GIC bill and the pension reform plan. It remains to be seen how well these will work and she asked for feedback from the Board on these two items. Rep. Polito added that the Governor is looking at capital infrastructure bonding in several areas including libraries. This is important to Shrewsbury as expansion of the library is under consideration. Rep. Polito advised that there should be some activity by August on the Route 9 corridor as part of the Lakeway Project. She added that there are two days left to file for the Police Station Grant which is a small grant but would allow towns to ask for matching funding for pre-construction

costs. The Governor has formed a task force to look into casinos; a report is expected back next month. After a discussion and questions from the Board, Rep. Polito thanked the Board for allowing her to come in and asked for their feedback on the recent legislation, their thoughts on what is important to Shrewsbury and direction on what they would like her to pursue for the Town. Mr. DePalo thanked Rep. Polito for all her had work for the Town and for keeping the Board and Town officials updated on developments in the legislature.

Public Hearings:

6. 7:30m – Frank Prizio d/b/a FJP Enterprises, 6 Hartford Turnpike, Common Victualler's License. Hours of Operation: Sunday-Saturday 4:00am to 11:00pm. Mr. Prizio was present and explained that he currently operates a business in Worcester and would like to move to Shrewsbury. At present he is looking at moving the wholesale part of the business to the Hartford Turnpike location with plans to move the retail portion in the future. He noted that the 4:00am starting time was basically for himself for preparation and to stock catering trucks and the closing time was to cover preparation for the next business day, no one else would be involved. Regular business would begin around 6:00am. Mr. DePalo advised that reports from the Building Inspector and Police Dept. were favorable; however, there is a question of unpaid taxes from the Treasurer. Mr. Prizio advised the Board that he was aware of this and it was due to the transfer of ownership of the property and will be resolved shortly. Mr. DePalo opened the hearing to the public, seeing none motion was made, seconded and unanimously voted to close the hearing. Motion was made to approve the application of Frank Prizio d/b/a FJP Enterprises, 6 Hartford Turnpike, for a Common Victualler's License for the hours as stated in the application contingent on the outstanding taxes and arrears being paid within ten days of this hearing. Motion was seconded and unanimously approved.

Old Business:

New Business:

7. Discussion - Chapter 40B RFI Response Review Schedule. Mr. Lebeaux recused himself from the discussion to avoid the appearance of conflict of interest. Mr. Morgado reviewed the present schedule. A discussion followed on whether this schedule could be met. Mr. Morgado advised that the most the Board could hope for is to have a date set for a comprehensive hearing by the time the Town's current moratorium expires in October. Mr. DePalo said he would like to have input from other Boards (Conservation, Planning, etc.) prior to making any decisions. Mr. Morgado suggested that the chairs of these boards could be asked to submit their opinions in writing to the Board prior to the decision date. If additional information is needed they would be asked to attend the August 6th meeting to be available for questions. Mr. DePalo added that the next two presentations will be held on July 16th in this room starting at 6:00pm. This is not a public hearing but those interested are invited to attend and listen to the proposals. Mr. Morgado added that all of the proposals are available on the Town web site under Engineering.
8. Reappoint John Knipe, Jr. to serve as Board of Selectmen's delegate and Michael Hale as alternate on the Central Massachusetts Regional Planning Commission for FY08. Motion was made to reappoint John Knipe, Jr. as the Selectmen's delegate and Michael Hale as alternate to the CMRPC. Motion was seconded and unanimously approved.

Mr. Morgado advised that one bid had been received for the Edgemere Diner and it was not compliant as it did not contain a bid bond. He had spoken to the bidder and she had advised that she was not interested in pursuing the matter. He recommended that the Board put this out to bid again but would ask the Board to review the original RFP and consider a revision as it appears to be too complicated or not to the liking of those expressing interest. Board will review and decide at the August 4th meeting.

Mr. DePalo advised that he had received an e-mail from a resident that had approached the Board previously regarding the purchase a piece of open space property owned by the Town. As they have done in the past with requests of this nature, the Board said they were not interested in selling and advised the resident accordingly. The resident is now asking to come before the Board to discuss the matter. A discussion followed on whether these requests should be reviewed on a case by case basis or the usual policy of not selling town owned land

should followed. The Board determined that more information was needed and will hold for further discussion on August 4th.

Executive Session:

9. Collective bargaining, pending litigation and value of real property.

Communications:

10. Noted copy mailed: E-mail from Rep. Polito re House approval of GIC.
11. Noted copy mailed: Memo from Police Chief Hester re Civilian Youth Academy.
12. Noted copy mailed: E-mail from Ken Milley, 105 Francis Avenue, re Taxes.
13. Noted copy mailed: Letter from Mass. School Building Authority (MSBA) re electronic acceptance of Statements of Interest (SOI).
14. Noted copy mailed: Letter from Mr. Morgado to Mr., & Mrs. William Fristoe, 63 Hillando Drive, re posting of yard sale signs on light poles. Mr. Morgado has not received any feedback.
15. Noted copy mailed: Letter from Mr. Morgado to Barbara Smith, 56 Hillando Drive, reappointing her to the Commission on Disabilities for a three year term expiring 6/30/10.
16. Noted copy mailed: Copy of letter from Dept. of Conservation & Recreation to Rep. Polito re Water Resources Commission's draft Policy & Methodology for developing water needs forecasts.
17. Noted copy mailed: Planning Board Meeting Minutes, 2/1/07, 3/1/07, 4/12/07, & 5/3/07.
18. Noted copy mailed: Conservation Commission Meeting Minutes, 2/20/07, 3/20/07, 4/17/07, & 5/15/07.
19. Noted copy mailed: Information on Commonwealth Capital Policy from Gov. Patrick.
20. Noted copy mailed: Letter from Mr. Morgado to Malik Salah, 18 Oak Ridge Way, re Hartford Turnpike/ South Street intersection. Does not qualify for traffic light.
21. Noted copy mailed: CMMPO Meeting Notice & Agenda, 7/11/07.
22. Noted copy mailed: CMRPC Notice re No Cost Technical Assistance.
23. Noted copy mailed: Request from Ray Perry, 37 Topsfield Circle, re designating Topsfield Circle as a one way street. Resident is concerned with additional traffic due to new subdivision off Topsfield Circle. Forward to Police Dept./Engineering for opinion.
24. Noted copy mailed: Letter from Mr. Morgado reappointing Keith Willette to the Commission on Disabilities for a term of three years expiring 6/30/10.
25. Noted copy mailed: Letter from Mr. Morgado to Cynthia Richards, Trustee, David Richards Children's Trust re property at 15 Maple Avenue.
26. Noted copy mailed: Application for 2007 Mass. Turnpike Authority Tourism Grant Program.
27. Noted copy mailed: Letter from Mr. Morgado to Rep. Polito & Sen. Augustus re Municipal Partnership Act.
28. Noted copy mailed: Notice from CMMPO of Public Meeting re Draft 2008-2011 TIP Highway & Transit Project Listing and Draft 2008 Program Year Unified Planning Work Program Document. Mr. DePalo advised that there will be a public hearing on Wednesday evening.
29. Noted copy mailed: Letter from Ralph Anderson, Jr., 114 Lake Street, re 40B presentation for Building 19 property.
30. Noted copy mailed: Planning Board Meeting Agenda, 7/12/07.
31. Noted copy mailed: Letter From Paul Goodness, 36 Stoneland Road, re A New Source of Revenue. Mr. Goodness is suggesting the formation of endowment funds. This is currently being done by a group for the School Dept. Mr. Goodness will be advised.
32. Noted copy mailed: ZBA Hearing Minutes, Robert & Ann Marie Holland, 8 Raymond Avenue.

Motion was made, seconded, and unanimously voted to adjourn at 8:35pm. On a roll call vote: Ms. Miller, yes, Mr. McCaffrey, yes, and Mr. DePalo, yes.

Respectfully submitted,

Janice C. McCoy
Secretary

